

1
2
3
4
5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8 CROSS KEY CAPITAL LLC,

9 Plaintiff,

10 v.

11 STRATEGIC FUNDING SOURCE,
12 INC.; PLATINUM RAPID FUNDING
13 GROUP, LTD.; and VAR GROUP,
14 INC.,

15 Defendants.

C18-153 TSZ

MINUTE ORDER

16 The following Minute Order is made by direction of the Court, the Honorable
17 Thomas S. Zilly, United States District Judge:

18 (1) The unopposed motion to dismiss brought by defendants Platinum Rapid
19 Funding Group, Ltd. (“Platinum”) and VAR Group, Inc. (“VAR”), docket no. 21, is
20 GRANTED in part and STRICKEN in part as follows.

21 (a) Because plaintiff, which is a limited liability company (“LLC”), has
22 failed to identify its members and their citizenship in either its complaint or its
23 corporate disclosure statement, plaintiff has failed to adequately plead diversity
jurisdiction. *See Johnson v. Columbia Props. Anchorage, LP*, 437 F.3d 894, 899
(9th Cir. 2006) (“an LLC is a citizen of every state of which its owners/members
are citizens”). This case is therefore DISMISSED without prejudice for lack of
subject matter jurisdiction.

(b) Platinum’s and VAR’s motion to dismiss is otherwise STRICKEN
as moot.

(2) Defendant Strategic Funding Source, Inc.'s motions for judicial notice, docket no. 18, and to dismiss, docket no. 19, and Platinum's and VAR's motion for judicial notice, docket no. 22, are also STRICKEN as moot.

(3) The Clerk is DIRECTED to send a copy of this Minute Order to all counsel of record and to CLOSE this case.

Dated this 25th day of May, 2018.

William M. McCool

Clerk

s/Karen Dews

Deputy Clerk